

10-16-00

A/Re

JC951 U.S. PTO
10/13/00

P/2526-22 (REISSUE)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of

Philip DOMENICO

Date: October 13, 2000

Original Patent No.: 5,928,671

Group Art Unit: --

Issued: July 27, 1999

Examiner: --

For: METHOD AND COMPOSITION FOR INHIBITING BACTERIA

JC406 U.S. PTO
09/687144
10/13/00

Assistant Commissioner for Patents
Washington, D.C. 20231

REISSUE APPLICATION TRANSMITTAL LETTER

Sir:

Enclosed herewith please find the application of Philip DOMENICO for the reissue of his U.S. Patent No. 5,928,671, issued July 27, 1999, for "METHOD AND COMPOSITION FOR INHIBITING BACTERIA."

Enclosed herewith please find the following documents in the above-identified application for United States Reissue Letters Patent:

- 13 Pages of Specification including Abstract and Claims ✓
- 17 Numbered Claims Calculated as 17 Claims for Fee Purposes
- 1 Sheet of Drawing Containing Figure 1 (Copy of the drawing from the Original Patent.) ✓
- X Declaration and Power of Attorney ✓
- X Certification of Assignee ✓
- X Assent of Assignee ✓
- X Order for Title Report ✓
- X Offer to Surrender Letters Patent ✓
- X Information Disclosure Statement ✓
- X Small Entity Declaration (Copy from the Original Patent) ✓
- X Return-Addressed Post Card

OFGS Check No. 1658, which includes the fee of \$500.00, calculated as follows:

Basic Filing Fee: \$ 710.00
Additional Filing Fees:
Total Number of Claims in Excess of 20, times \$18: 0.00
Number of Independent Claims in Excess of 3, times \$80: 240.00
One or More Multiple Dependent Claims: Total \$260 0.00
Total Filing Fees or
Total Filing Fee Reduced 50% for Small Entity: 475.00
Order for Title Report Fee: \$25 25.00
TOTAL Filing Fee and Assignment Recording Fee: \$500.00

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The PTO did not receive the following
listed item(s) a post card

Small Entity Status has been established in Original Patent No. 5,928,671. A copy of the Verified Statement Claiming Small Entity Status (Nonprofit Organization) is enclosed.

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed, or if any additional fee during the prosecution of this case is not paid, the Patent and Trademark Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

EXPRESS MAIL CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee (mail label #EH393852307US) in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on October 13, 2000:

Dorothy Jenkins

Name of Person Mailing Correspondence

Dorothy Jenkins

Signature

October 13, 2000

Date of Signature

DAM/CCA:lac

Respectfully submitted,

Charles C. Achkar

Charles C. Achkar

Registration No.: 43,311

OSTROLENK, FABER, GERB & SOFFEN, LLP

1180 Avenue of the Americas

New York, New York 10036-8403

Telephone: (212) 382-0700

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OFFER TO SURRENDER AND RETURN ORIGINAL PATENT

Sir:

In accordance with 37 C.F.R. 1.178, Applicant hereby offers to surrender and return
original U.S. Patent No. 5,928,671, issued July 27, 1999.

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ORDER FOR TITLE REPORT

Sir:

In accordance with 37 C.F.R. §1.171, Applicant respectfully requests that a title report of U.S. Patent No. 5,928,671 be made and placed on record in the file of the above-identified reissue application.

Enclosed is the required fee in the amount of \$25.00 as part of OFGS check No. 1658.

EXPRESS MAIL CERTIFICATE

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ASSENT OF ASSIGNEE TO REISSUE PURSUANT TO 37 C.F.R. §1.172

Sir:

Winthrop University Hospital, the sole owner of U.S. Patent 5,928,671, issued July 27, 1999, by virtue of an Assignment recorded in the U.S. Patent and Trademark Office at Reel 7459, Frame 0154, hereby assents to the filing of an application for reissue of said patent and to the issuance of a reissue patent therefor.

WINTHROP UNIVERSITY HOSPITAL

Dated: 9/26/2000

By: BKohart
Name: Barbara Kohart

Title: Vice President, Administration

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of

Philip DOMENICO

Original Patent No.: 5,928,671

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Assistant Commissioner for Patents
Washington, D.C. 20231

**CERTIFICATION OF ASSIGNEE
PURSUANT TO 37 CFR §3.73(b)**

Sir:

Winthrop University Hospital certifies that it is the assignee of the entire right, title and interest of U.S. Patent No. 5,928,671, issued July 27, 1999, by virtue of an Assignment recorded in the U.S. Patent and Trademark Office at Reel 7459, Frame 0154. The undersigned has reviewed all the documents in the chain of title of U.S. Patent No. 5,928,671 and, to the best of the undersigned's knowledge and belief, the title is in the name of Winthrop University Hospital.

The undersigned, whose title is supplied below, is empowered to sign this certification on behalf of the assignee.

WINTHROP UNIVERSITY HOSPITAL

Dated: 9/26/2000

By: B Kohart
Name: Barbara Kohart

Title: Vice President, Administration